DECLARATION, POWER OF ATTORNEY AND PETITION

I (We), the undersigned inventor(s), hereby declare that: My residence, post office address and citizenship are as stated below next to my name. I (We) believe that I am (we are) the original, first, and joint (sole) inventor(s) of the subject matter which is claimed and for which a patent is sought on the invention entitled Environmental stress responsive promoter the specification of which ■ is attached hereto. ☐ was filed on ___ Application Serial No. and amended on _____ ☐ was filed as PCT international application o n and was amended under PCT Article 19

I (We) hereby state that I (We) have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above; that I (We) do not know and do not believe that this invention was ever known or used before my invention or discovery thereof, or patented or described in any printed publication in any country before my invention or discovery thereof, or more than one year prior to this application, or in public use or on sale in the United States for more than one year prior to this application; that this invention or discovery has not been patented or made the subject of an inventor's certificate in any country foreign to the United States on an application filed by me or my legal representatives or assigns more than twelve months before this application.

on_____(if applicable).

I (We) acknowledge the duty to disclose information known to be material to the patentability of this application as defined in Section 1.56 of Title 37 Code of Federal Regulations.

I (We) hereby claim foreign priority benefits under Section 119(a)-(d) of Title 35 United States Code, of any foreign application(s) for patent or inventor s certificate listed below and have also identified below any foreign application for patent or inventor s certificate having a filing date before that of the application on which priority is claimed:

			Prior	ity	
Application No	. Country	Filing date	claim	ed	
356652/2000	<u>Japan</u>	November 22, 2000	Yes	□ No	
309984/2001	Japan	October 5, 2001	■ Yes	□ No	
			□ Yes	□ No	
			□ Yes	□ No	
of any United S	States application(s)	listed below.			
(Application N	umber)	(Filing Date)	_		
(Application N	umber)	(Filing Date)			

I (We) hereby claim the benefit under Section 120 of Title 35 United States Code, of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Section 112 of Title 35 United States Code, I (We) acknowledge the duty to disclose material information as defined in Section 1.56(a) of Title 37 Code of Federal Regulations, which occurred between the filing date of the prior application and national or PCT international filing date of this application:

Date

		Status (pending, patented,
Application Serial No.	Filing Date	abandoned)
And I (We) hereby appoint:	Edward W. Greason, Regis	stration No. 18,918; John C. Altmille
Registration No. 25,951; and David	B. Bonham, Registration No.	o. 34,297.
I(We) hereby request that all corr	espondence regarding th	is application be sent to the firm o
KENYON & KENYON whose Post off	fice address is: 1025 Conne	ecticut Avenue, N.W. Washington, D.C
20036-5405 U.S.A.		
I (We) declare further that	all statements made h	erein of my (our) knowledge
are true and that all statem	nents were made with	n the knowledge that willfu
false statements and the like	so made are punishal	ble by fine or imprisonmen
or both, under Section 1001	of Title 18 of the Un	ited States Code and that such
willful false statements may	y jeopardize the valid	lity of the application or any
patent issued thereon.		
Kazuo SHINOZAKI	Residen	ce: <u>Ibaraki, Japan</u>
NAME OF FIRST SOLE INVENT	OR	
Kan Shi		f: <u>Japan</u>
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November 13, 2001 Date	Ibaraki 305-0051 Japan		
NAME OF FOURTH JOINT INVENTOR Signature of Inventor	Residence: Citizen of: Post Office Address:		
Date			